

JC925 U.S. PTO  
10/11/00

Attorney Docket No: HYPE-001/01US

PATENT

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

JC925 U.S. PTO  
09/686136  
10/11/00

### UTILITY PATENT APPLICATION TRANSMITTAL

1. Transmitted herewith for filing is a U.S. Non-Provisional Utility Patent Application entitled: **SYSTEM AND METHOD FOR PROVIDING A WEB-BASED OPERATING SYSTEM**

naming as inventors: **Fredrik Malmer**  
**Erik Viktor Arvidsson**  
**Drew E. Morris**  
**Shervin Pishevar**

and including:

- (28) pages of description (before the claims);
- (6) pages of claims ((39) total claims; (5) independent claims);
- (1) Sheet of Abstract; and
- (6) sheets of [X] informal []formal drawing(s) including Figures 1-6 .

2. Also enclosed are:
  - Executed Declaration
  - Assignment and Assignment Recordation Cover Sheet
  - Power of Attorney
  - Statement Claiming Small Entity Status under 37 C.F.R. §§ 1.9 and 1.27
  - Information Disclosure Statement
  - Preliminary Amendment
  - Bibliographic data entry sheet
  - Other:
3.  Please amend the specification by inserting before the first line the sentence: --  
This application claims priority under 35 U.S.C. §§119 and/or 365 to \_\_\_\_\_ filed  
in \_\_\_\_\_ on \_\_\_\_\_, the entire content of which is hereby incorporated by  
reference.--
4.  Please amend the specification by inserting before the first line the sentence: --  
This application claims priority under 35 U.S.C. §119(e) to U.S. Provisional  
Application No. \_\_\_\_\_, filed \_\_\_\_\_, the entire content of which is hereby  
incorporated by reference.--

5. The filing fee has been calculated as follows [] and in accordance with the enclosed preliminary amendment:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00
Total Claims	39	- 20 =	19	x \$18.00	\$342.00
Independent Claims	5	- 3 =	2	x \$80.00	\$160.00
If multiple dependent claims are presented, add \$270.00					0
Total Application Fee					\$1212.00
If a statement claiming small entity status is enclosed, subtract 50% of Total Application Fee					\$606.00
Other fees: (specify)					
<b>TOTAL FEE DUE</b>					<b>\$606.00</b>

[ ] This application is being filed without a filing fee.

[ ] Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_ for the total fee is attached.

[X] Please charge \$606.00 to Deposit Account No. 50-1283 for the total fee.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

6. Please direct all correspondence concerning this application to:

COOLEY GODWARD LLP  
Attention: Patent Group  
One Freedom Square - Reston Town Center  
11951 Freedom Drive  
Reston, Virginia 20190-5601  
Tel: (703) 456-8000  
Fax: (703) 456-8100

CUSTOMER NUMBER: **022903**



Dated: 10/11/2002

By:

Respectfully submitted,  
COOLEY GODWARD LLP

  
Frank V. Pietrantonio

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Attorney Docket No: HYPE-001/01US

PATENT

Applicant or Patentee: Frederik Malmer *et al.*

Serial No.: Not Yet Assigned Patent No.:

Filed: Herewith Issued:

For: SYSTEM AND METHOD FOR PROVIDING A WEB-BASED  
OPERATING SYSTEM

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
37 CFR SECTIONS 1.9(f) & 1.27(c) - SMALL BUSINESS CONCERN**

I hereby declare that I am:

[ ] the owner of the small business concern identified below:

[X] an official of the small business concern empowered to act on behalf of the concern  
identified below:

Name of Small Business Concern: WebOS, Inc.

Address of Small Business Concern: 10500 Little Patuxent Parkway,  
Suite 500, Columbia MD 21044

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under 35, United States Code 41(a) and (b), in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention identified above and described in

[X] the specification filed herewith

[ ] the application identified above

[ ] the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would

not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

Name:

Address:

Individual  Small Business Concern  Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements are made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Signature

  
9/13/00

Date

Name of Person Signing

Shervin Pishevar

Title of person other than owner

Chief Executive Officer

Address of person signing

10500 Little Patuxent Parkway,  
Suite 500, Columbia MD 21044